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5/5/01



Practitioner's Docket No. 00211-US-NEW

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

MOYER, Elizabeth, et al.

Application No.: 09/393,590

Filed: 09/09/99

For: STABLE LIQUID FORMULATIONS OF  
BOTULINUM TOXIN

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)  
) Examiner: Devi, S.  
)  
) Group No.: 1645  
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RECEIVED

APR 25 2001

TECH CENTER 1600/2900

Certificate of Mailing (37 C.F.R. § 1.8(a)):

I hereby certify that this correspondence and the documents referred to as attached therein are being deposited with the United States Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231.

Date:

20 APR 01

By:

J. Mark Heel

Assistant Commissioner for Patents  
Washington, D.C. 20231

**PETITION AND FEE FOR EXTENSION OF TIME (37 C.F.R. section 1.136(a))**

1. This is a petition for an extension of time for a total period of three months to respond to the Office Action mailed a 10/24/00.
2. A response in connection with the matter for which this extension is requested is filed herewith.
3. Applicant is other than a small entity
4. Calculation of the extension fee (37 C.F.R. section 1.17(a)(1)-(5))

Extension:  
three months

Fee for other than small entity:  
\$890.00

FEE: \$890.00

If an additional extension of time is required, please consider this a petition therefor.

Extension fee due with this request

\$890.00

05/07/2001 LEAHNS 00000002 012707 09393590

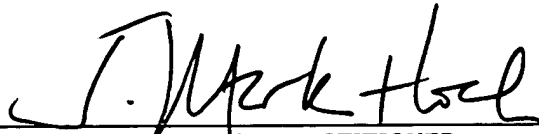
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5. Extended period for response

Based on the extension requested in this petition (and that for which a previous petition has been filed, if any), the extended period for response will expire on **April 24, 2001**.

6. Fee Payment

Charge fee to Account No. 01-2707. This is a request for any additional extension and/or fee required or credit for any excess fee paid. A duplicate copy of this petition is attached.

A handwritten signature in black ink, appearing to read "J. Mark Hoch", is written over a horizontal line.

SIGNATURE OF PRACTITIONER

Reg. No. 35,195

Tel. No.: (650) 616-5035

Customer No.: 21835

J. Mark Hoch

Elan Pharmaceuticals, Inc.

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